

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:)	Conf. No.: 5968
)	
BREINING, Scott R., et al.)	Examiner: O'DELL, David K.
)	
Serial No.: 10/711,969)	Art Unit: 1625
)	
Filed: October 15, 2004)	Docket No.: T103 1580.1
)	
For: Pharmaceutical Compositions and)	
Methods for Relieving Pain and Treating)	
Central Nervous System Disorders)	

**NOTICE OF APPEAL FROM THE EXAMINER TO THE
BOARD OF PATENT APPEALS AND INTERFERENCES**

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

Applicant hereby appeals to the Board from the Primary Examiner's decision mailed December 14, 2007, finally rejecting claims 1, 4, 11, 12, 15, 16, 18, 70, and 73-78 of the above-referenced patent application.

Please charge Deposit Account No. 09-0528 for the Notice of Appeal Fee of \$510.00. The Commissioner is hereby authorized to charge any deficiency or credit any overpayment to deposit account no. 09-0528.

Respectfully submitted,

Date: 28 January 2008

Amy H. Fix
Amy H. Fix
Registration No. 42,616

WOMBLE CARLYLE SANDRIDGE & RICE, PLLC
P. O. Box 7037
Atlanta, Georgia 30357-0037
(919) 484-2314 (phone)
(919) 484-2340 (facsimile)